

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE AUTOMOTIVE PARTS
ANTITRUST LITIGATION

:
: Master File No. 12-md-02311
: Honorable Sean F. Cox
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THIS DOCUMENT RELATES TO:
ALL END-PAYOR ACTIONS

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**FURTHER STIPULATION AND ORDER REGARDING BRIEFING
SCHEDULE FOR FURTHER BRIEFING ON PENDING MOTION TO
ENFORCE SETTLEMENT AGREEMENTS**

WHEREAS, on September 15, 2021, the attorneys representing Element Fleet Corporation; Wheels, Inc.; Donlen LLC, and Automotive Rentals, Inc. filed a Motion to Enforce Settlement Agreements (Dkt. No. 2149);

WHEREAS, on September 27, 2021, End-Payor Plaintiffs (“EPPs”), by and through their Court-appointed counsel (“class counsel”), filed an unopposed motion to extend the deadline to file their objection to the Motion to Enforce Settlement Agreements until October 13, 2021 (Dkt. No. 2150);

WHEREAS, prior to the October 13, 2021 response date, the interested entities jointly submitted a stipulation to the Court informing the Court that they were “confer[ring] about potential resolution of that dispute” and seeking a further

extension of the briefing schedule until November 3, 2021 for the opposition and until November 17, 2021 for the reply;

WHEREAS, the Court granted that stipulation and proposed briefing schedule on October 13, 2021 (Dkt. 2154);

WHEREAS, prior to the November 3, 2021 deadline for the opposition, the interested entities once again jointly submitted a stipulation to the Court informing the Court that they were making “headway on a potential resolution to the dispute but more time is needed to complete those discussions” and sought a further extension of the briefing schedule until November 24, 2021 for the opposition and until December 8, 2021 for the reply;

WHEREAS, the Court granted that stipulation and proposed briefing schedule on November 2, 2021 (Dkt. 2160);

WHEREAS, prior to the November 24, 2021 deadline for the opposition, the interested entities once again jointly submitted a stipulation to the Court informing the Court that they “have mostly resolved the dispute and are negotiating a few minor details but need one final two-week extension given the Thanksgiving holiday” and sought a further extension of the briefing schedule until December 8, 2021 for the opposition and until December 22, 2021 for the reply;

WHEREAS, the Court granted that stipulation and proposed briefing schedule on November 24, 2021 (Dkt. 2166);

WHEREAS, pursuant to that Order, EPPs' response to the Motion to Enforce Settlement Agreements is currently due on December 8, 2021;

WHEREAS, the interested entities have made significant progress and have a working stipulation to resolve this dispute, there remain a few outstanding details that have cropped up relating to the data and complicated claims in this matter such that the interested entities need one more two-week extension to resolve these issues and this dispute in its entirety.

IT IS THEREFORE STIPULATED AND AGREED by counsel for Element Fleet Corporation; Wheels, Inc.; Donlen LLC, and Automotive Rentals, Inc. and by class counsel that:

1. EPPs' Response to the Motion to Enforce Settlement Agreements shall be extended two more weeks until December 22, 2021.
2. Any Reply to the Motion to Enforce Settlement Agreements shall be due on January 5, 2022.

IT IS SO ORDERED.

Dated: December 9, 2021

s/Sean F. Cox

Sean F. Cox
U. S. District Judge

STIPULATED AND AGREED.

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